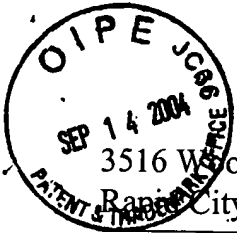


09-15-04

IFW



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Patent Reg. No. 36,973

September 14, 2004

Applicant: David McCarthy
Filed: 03/02/2003
Group Art Number: 3753

App. No. 10/791,182
Examiner: George L. Walton
Title: Pressure Tank Valve Socket

Hon. Assistant Commissioner for Patents
Box: Non-Fee Amendment
United States Patent and Trademark Office
Washington, DC 20231

Greetings;

Please find enclosed the Response to the Office Action mailed 06/21/2004 in the above matter. The shortened statutory period for reply was set to expire three month from the date of mailing and, therefore, the response is timely.

Thank you for your consideration.

Give me a call if you have any questions.

Sincerely yours;

Gene R. Woodle
Reg. No. 36,973

encl.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant of)
David McCarthy)
App. Number: 10/791,182)
Filed: 03/02/2004)
For: Pressure Tank Valve Socket)

Date: September 14, 2004
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RESPONSE

Hon. Assistant Commissioner for Patents
Box: Non-Fee Amendment
United State Patent and Trademark Office
Washington, DC 20231

Greetings:

The following is in response to the communication from the Examiner mailed 06/21/2004, in which the claim of the above application were rejected by the Examiner under 35 USC Section 102.

REMARKS

Reconsideration of the application under the provisions of 37 CFR 1.116 is respectfully requested.

Claim Rejections - 35 USC Section 102

The Examiner rejects the single claim of the application under 35 USC 102(b), which indicates that "A person shall be instilled to a patent unless-

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or one sale in this country, more than one year prior to the date of application for patent in the United States."

The Examiner indicates that "Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Elmore. Element 10 is readable on the hollow socket that fits over the valve body 26 or valve member 12. Faces 44 and 48 are readable on the pair of opposed shoulders of the valve 12 and elements 58 are readable on the opposed bearing surfaces of the socket. The turning engagement means is readable on element 70 and the turning means is readable on the wrench 24. Note that the pressurized pipeline of Elmore is readable on the claimed pressure tank."